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Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

November 16, 2011

John Wilson
Progressive Contracting, Inc.
P. O. Box 1930
230 East Tabernacle
St. George, Utah 84770

Re: Inadequate Information to Commence Plan Review, Progressive Contracting, PCI Fort Pierce Mine, M/053/0081, Washington County, Utah

Dear Mr. Wilson:

The Division of Oil, Gas and Mining (Division) has done a cursory review of the referenced Notice of Intention to Commence Large Mining Operations (NOI) and has determined it contains inadequate information to commence a detailed review. I apologize for the delay in this response. Although NOI contains a general description of the site and how mining operations would be conducted, several rules were not addressed, including most of the operations plan (R647-4-106), the impact assessment and mitigation plan (R647-4-109), and the reclamation plan (R647-4-110).

The Division has recently revised form MR-LMO to hopefully give better guidance for what information is needed in an NOI. This form is available as a Word document through the Division's web site at http://linux1.ogm.utah.gov/WebStuff/wwwroot/minerals/permit_forms.html. The first portion of this form is a guide to the information the Division needs for the NOI, and the second part is an outline by rule where narrative can be added.

Please include approvals from other agencies in the NOI as addenda, such as an Air Quality Approval Order, discharge permits from the Division of Water Quality, and approvals from local entities. The Storm Water Pollution Prevention Plan (SWPPP), for example, may be able to address surface water protection requirements in rule R647-4-109, and the Air Quality Approval Order may include adequate mitigation measures for protecting air quality as required in R647-4-109.4 and -5.



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Division staff members will be glad to assist you with rule requirements. Lynn Kunzler is the lead inspector for this site; please coordinate questions and meetings through him. He can be reached at 801-538-5310.

Please re-submit the NOI no later than January 24, 2012.

Thank you for your cooperation. Please contact me at 801-538-5261 or by e mail at paulbaker@utah.gov if you have questions about this letter.

Sincerely,

A handwritten signature in black ink, appearing to read 'PBB' followed by a stylized flourish.

Paul B. Baker
Minerals Program Manager

PBB:eb

Cc: John Blake, SITLA

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